

61 P.E. Express Mail No.: EV 447411061 US
Date Deposited: August 25, 2004

PATENT

AUG 25 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Paul H. Weigel, et al.) Conf. No.: 4696
Serial No.: 09/469,200) Examiner: R. Wax
Filed: 12/21/1999) Group Art Unit: 1653
For: HYALURONAN SYNTHASE) Atty. Dkt. No.: 35541.011
GENE AND USES THEREOF)

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P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT

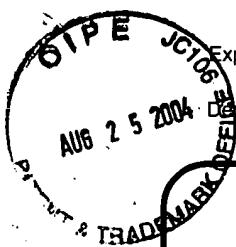
Sir:

In response to Examiner Wax's Notice of Drawing Inconsistency With Specification dated August 13, 2004, Applicant hereby amends the above-referenced application as follows:

Amendments to the Specification begin on page 2 of this paper.

Remarks/Arguments begin on page 4 of this paper.

08-26-04

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JAN

Express Mail No. EV 447411061 US

Deposited on: August 25, 2004

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	09/469,200
		Filing Date	12/21/1999
		First Named Inventor	Paul H. Weigel, et al.
		Group Art Unit	1653
		Examiner Name	R. Wax
Total Number of Pages in This Submission		Attorney Docket Number	35541.011

ENCLOSURES (check all that apply)

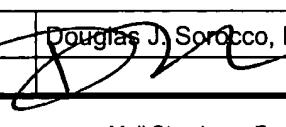
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group	
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences	
<input checked="" type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)	
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information	
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter	
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):	
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	See remarks below:	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund		
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____		
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	<p>Remarks</p> <p>1. Transmittal Form (1 page); 2. Fee Transmittal (1 page); 3. Fee Determination Record (1 page); 4. Amendment for Notice of Drawing Inconsistency With Specification (4 pages); and 4. Postcard.</p>		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53			

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	DUNLAP, CODDING & ROGERS, P.C., Customer Number 30589 Attn.: Douglas J. Sorocco, P. O. Box 16370, Oklahoma City, Oklahoma 73113
Signature	
Date	8-25-04

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail or U.S. Express
mail no. EV 447411061 US in an envelope addressed to the address below on this date: August 25, 2004

Typed or printed name	Douglas J. Sorocco, Reg. No. 43,145	
Signature		Date 8-25-04

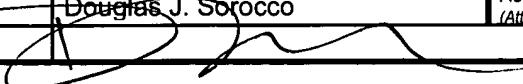
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PTO/SB/17 (10-03)
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 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Fee Transmittal for FY 2004 <small>AUG 25 2004</small> <small>Patient fees are subject to annual revision.</small>		Complete if Known	
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Application Number	09/469.200
TOTAL AMOUNT OF PAYMENT (\$ 0		Filing Date	12/21/1999
		First Named Inventor	Paul H. Weigel, et al.
		Examiner Name	R. Wax
		Art Unit	1653
		Attorney Docket No.	35541.011

METHOD OF PAYMENT (check all that apply)		FEE CALCULATION (continued)																																																																																																																					
<input type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None <input checked="" type="checkbox"/> Deposit Account: Deposit Account Number 04-1700 Deposit Account Name Dunlap, Coddng & Rogers, P.C. <small>Customer No. 30589</small>		3. ADDITIONAL FEES <table border="1"> <thead> <tr> <th>Large Entity</th> <th>Small Entity</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>1051</td> <td>2051</td> <td>130 65 Surcharge - late filing fee or oath</td> <td></td> </tr> <tr> <td>1052</td> <td>2052</td> <td>50 25 Surcharge - late provisional filing fee or cover sheet</td> <td></td> </tr> <tr> <td>1053</td> <td>1053</td> <td>130 Non-English specification</td> <td></td> </tr> <tr> <td>1812</td> <td>1812</td> <td>2,520 2,520 For filing a request for ex parte reexamination</td> <td></td> </tr> <tr> <td>1804</td> <td>1804</td> <td>920* 920* Requesting publication of SIR prior to Examiner action</td> <td></td> </tr> <tr> <td>1805</td> <td>1805</td> <td>1,840* 1,840* Requesting publication of SIR after Examiner action</td> <td></td> </tr> <tr> <td>1251</td> <td>2251</td> <td>110 55 Extension for reply within first month</td> <td></td> </tr> <tr> <td>1252</td> <td>2252</td> <td>420 210 Extension for reply within second month</td> <td></td> </tr> <tr> <td>1253</td> <td>2253</td> <td>950 475 Extension for reply within third month</td> <td></td> </tr> <tr> <td>1254</td> <td>2254</td> <td>1,480 740 Extension for reply within fourth month</td> <td></td> </tr> <tr> <td>1255</td> <td>2255</td> <td>2,010 1,005 Extension for reply within fifth month</td> <td></td> </tr> <tr> <td>1401</td> <td>2401</td> <td>330 165 Notice of Appeal</td> <td></td> </tr> <tr> <td>1402</td> <td>2402</td> <td>330 165 Filing a brief in support of an appeal</td> <td></td> </tr> <tr> <td>1403</td> <td>2403</td> <td>290 145 Request for oral hearing</td> <td></td> </tr> <tr> <td>1451</td> <td>1451</td> <td>1,510 1,510 Petition to institute a public use proceeding</td> <td></td> </tr> <tr> <td>1452</td> <td>2452</td> <td>110 55 Petition to revive - unavoidable</td> <td></td> </tr> <tr> <td>1453</td> <td>2453</td> <td>1,330 665 Petition to revive - unintentional</td> <td></td> </tr> <tr> <td>1501</td> <td>2501</td> <td>1,330 665 Utility issue fee (or reissue)</td> <td></td> </tr> <tr> <td>1502</td> <td>2502</td> <td>480 240 Design issue fee</td> <td></td> </tr> <tr> <td>1503</td> <td>2503</td> <td>640 320 Plant issue fee</td> <td></td> </tr> <tr> <td>1460</td> <td>1460</td> <td>130 130 Petitions to the Commissioner</td> <td></td> </tr> <tr> <td>1807</td> <td>1807</td> <td>50 50 Processing fee under 37 CFR 1.17(q)</td> <td></td> </tr> <tr> <td>1806</td> <td>1806</td> <td>180 180 Submission of Information Disclosure Stmt</td> <td></td> </tr> <tr> <td>8021</td> <td>8021</td> <td>40 40 Recording each patent assignment per property (times number of properties)</td> <td></td> </tr> <tr> <td>1809</td> <td>2809</td> <td>770 385 Filing a submission after final rejection (37 CFR 1.129(a))</td> <td></td> </tr> <tr> <td>1810</td> <td>2810</td> <td>770 385 For each additional invention to be examined (37 CFR 1.129(b))</td> <td></td> </tr> <tr> <td>1801</td> <td>2801</td> <td>770 385 Request for Continued Examination (RCE)</td> <td></td> </tr> <tr> <td>1802</td> <td>1802</td> <td>900 900 Request for expedited examination of a design application</td> <td></td> </tr> </tbody> </table>		Large Entity	Small Entity	Fee Description	Fee Paid	1051	2051	130 65 Surcharge - late filing fee or oath		1052	2052	50 25 Surcharge - late provisional filing fee or cover sheet		1053	1053	130 Non-English specification		1812	1812	2,520 2,520 For filing a request for ex parte reexamination		1804	1804	920* 920* Requesting publication of SIR prior to Examiner action		1805	1805	1,840* 1,840* Requesting publication of SIR after Examiner action		1251	2251	110 55 Extension for reply within first month		1252	2252	420 210 Extension for reply within second month		1253	2253	950 475 Extension for reply within third month		1254	2254	1,480 740 Extension for reply within fourth month		1255	2255	2,010 1,005 Extension for reply within fifth month		1401	2401	330 165 Notice of Appeal		1402	2402	330 165 Filing a brief in support of an appeal		1403	2403	290 145 Request for oral hearing		1451	1451	1,510 1,510 Petition to institute a public use proceeding		1452	2452	110 55 Petition to revive - unavoidable		1453	2453	1,330 665 Petition to revive - unintentional		1501	2501	1,330 665 Utility issue fee (or reissue)		1502	2502	480 240 Design issue fee		1503	2503	640 320 Plant issue fee		1460	1460	130 130 Petitions to the Commissioner		1807	1807	50 50 Processing fee under 37 CFR 1.17(q)		1806	1806	180 180 Submission of Information Disclosure Stmt		8021	8021	40 40 Recording each patent assignment per property (times number of properties)		1809	2809	770 385 Filing a submission after final rejection (37 CFR 1.129(a))		1810	2810	770 385 For each additional invention to be examined (37 CFR 1.129(b))		1801	2801	770 385 Request for Continued Examination (RCE)		1802	1802	900 900 Request for expedited examination of a design application	
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<small>*Reduced by Basic Filing Fee Paid</small>				SUBTOTAL (3) (\$ 0																																																																																																																			

SUBMITTED BY				<small>(Complete if applicable)</small>	
Name (Print/Type)	Douglas J. Sorocco		Registration No. (Attorney/Agent)	43,145	Telephone (405) 607-8600
Signature				Date	08/25/2004

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PATENT APPLICATION FEE DETERMINATION RECORD					Application or Docket Number 35541.011		
CLAIMS AS FILED - PART I (Column 1) (Column 2)					SMALL ENTITY	OTHER THAN SMALL ENTITY	
FOR		NUMBER FILED	NUMBER EXTRA		RATE	FEES	
BASIC FEE (37 CFR 1.16(a))						\$ 0	
TOTAL CLAIMS (37 CFR 1.16(c))		minus 20 =	* 0		x \$ 9 =	0	
INDEPENDENT CLAIMS (37 CFR 1.16(b))		minus 3 =	* 0		x 42 =	0	
MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(d))			0		+ 140 =	0	
* If the difference in column 1 is less than zero, enter "0" in column 2					TOTAL	0	
CLAIMS AS AMENDED - PART II (Column 1) (Column 2) (Column 3)					SMALL ENTITY	OTHER THAN SMALL ENTITY	
AMENDMENT A	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDI- TIONAL FEE	
	Total (37 CFR 1.16(c))	* 14	Minus	** 59	= 0	x \$ 9 =	0
	Independent (37 CFR 1.16(b))	* 2	Minus	*** 3	= 0	x 42 =	0
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d)) 4					+ 140 =	560	
					TOTAL	560	
					ADDIT. FEE	1120	
AMENDMENT B	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDI- TIONAL FEE	
	Total (37 CFR 1.16(c))	* 15	Minus	** 59	=	x \$ 9 =	0
	Independent (37 CFR 1.16(b))	* 2	Minus	*** 3	=	x 42 =	0
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))					+ 140 =	0	
					TOTAL	0	
					ADDIT. FEE	0	
AMENDMENT C	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDI- TIONAL FEE	
	Total (37 CFR 1.16(c))	* 15	Minus	** 59	=	x \$ 9 =	0
	Independent (37 CFR 1.16(b))	* 2	Minus	*** 3	=	x 42 =	0
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))					+ 140 =	0	
					TOTAL	0	
					ADDIT. FEE	0	

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.
 ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".
 *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".
 The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

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